

## (12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization  
International Bureau



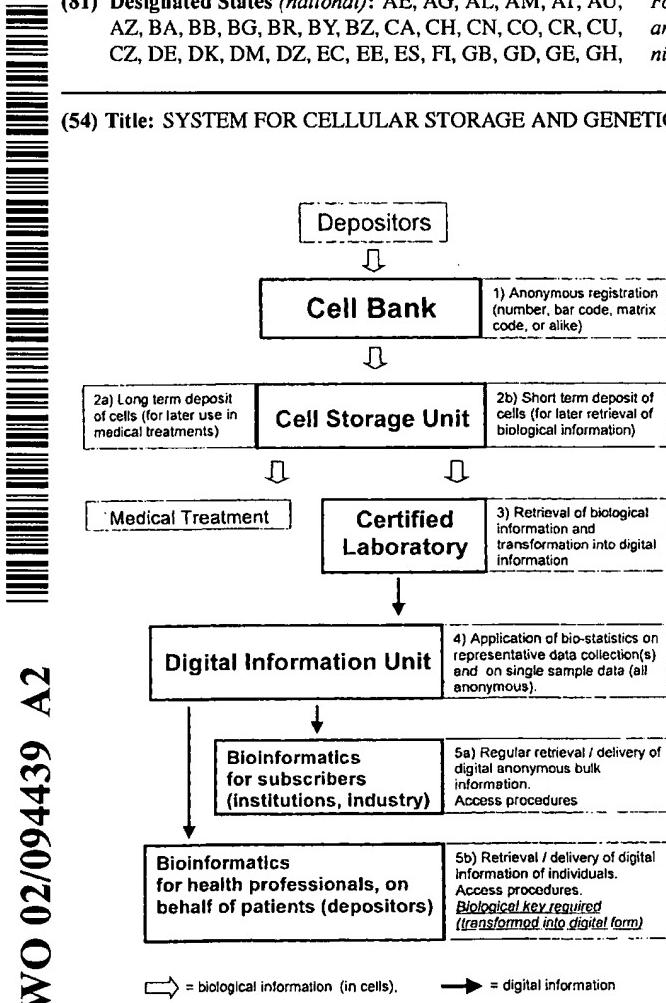
(43) International Publication Date  
28 November 2002 (28.11.2002)

PCT

(10) International Publication Number  
**WO 02/094439 A2**

- (51) International Patent Classification<sup>7</sup>: **B01L** GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.
- (21) International Application Number: **PCT/IB02/02271**
- (22) International Filing Date: 9 April 2002 (09.04.2002)
- (25) Filing Language: English (84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).
- (26) Publication Language: English
- (30) Priority Data: 60/282,742 10 April 2001 (10.04.2001) US
- (71) Applicant and  
(72) Inventor: NIETFELD, J., J. [NL/NL]; Spechtenkamp 99, NL-3607 KE Maarssen (NL).
- (81) Designated States (*national*): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, Published:  
— without international search report and to be republished upon receipt of that report
- For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

## (54) Title: SYSTEM FOR CELLULAR STORAGE AND GENETIC INFORMATION RETRIEVAL



(57) Abstract: A system for storage of cellular material and retrieval of genetic information comprises a cell bank comprising a plurality of cell storage units for storage of cellular material from individual depositors. Cryo-preservation of the material is contemplated. Genetic information obtained from the cellular material is compiled in a digital information unit to create a data base of the information which can be accessed such as for medical, pharmaceutical, and biological research, diagnosis, and treatment. Fees generated in connection with retrieval of the genetic information will permit cost-effective storage of cellular material. When a decrease in storage costs and storage fees leads to an increase in the number of depositions of cellular material, the significance and the value of the genetic information available in the data base will increase.

**WO 02/094439 A2**

➡ = biological information (in cells). ➡ = digital information

**SYSTEM FOR CELLULAR STORAGE  
AND GENETIC INFORMATION RETRIEVAL**

**Technical Field**

The present invention relates generally to a system for storage of cellular material, and more particularly to a system for cryogenic storage of cellular material and for retrieval of digital, genetic information obtained from the cellular material, thus facilitating dissemination of the retrieved information such as for research, bio-medical and pharmaceutical research, diagnosis and medical treatment. The present system contemplates that sale of the genetic information, such as by subscription of users to the system, provides funds to facilitate storage of the cellular material.

**Background Of The Invention**

Cell banking is a service industry in which live cells are stored for later use. This type of storage of cellular material has been practiced for a number of years, as exemplified by the storage of bovine sperm cells for artificial insemination of cows, which has been practiced for several decades.

Presently, many types of cells, from fungi to human cells, are stored for varying periods of time, till the use of the cells is required, such as for research, production of bio-active molecules, diagnosis, or medical treatment. A well-known method for long-term storage of cells, while maintaining their viability, is cryo-preservation. Such preservation is effected by freezing and cooling the cells, along a prescribed path, to a temperature on the order of -196° C., in the presence of compounds which render the cells resistant to frost damage. After such a procedure, maintaining the cells at such a low temperature prevents deterioration of the cellular material.

With the technical advances that are being made in bio-medical research and tissue engineering, it is being recognized that many possibilities may exist for use of human stem cells for various replacement therapies. These developments have led to a growing demand for facilities where stem cells of individuals can be isolated, cryo-preserved, and stored for later (autologous) use.

By way of example, the desirability of storing the cord blood stem cells of newborns, is becoming increasingly recognized, with a rapidly increasing number of deposits of such stem cells in private cell banks.

Because of the rapid progress in bio-medical sciences, an increasing  
5 number of applications are being found for use of cellular material in medical treatments. Moreover, it is expected that the potential of "tissue engineering" in the future may lead to the "re-growth" of organs from stem cells. This would address the growing shortage in donor material for transplants, and could potentially result in large savings in healthcare costs. It is believed that such  
10 developments will create an increased demand for storage facilities for cells or tissue, either for relatively short periods of time such as for the depositor's benefit, or for longer time periods so as to benefit the depositors, other individuals (such as family members), selected groups in society, and society as a whole, by use of the material for medical treatment and/or research.

15 It has been recognized that private cell banking can be a potentially profitable business, with the recognition that virtually anyone could be a potential client of such services in view of the potential benefits that could be derived. However, it is recognized that the relatively high fees and expenses associated with private cell banking substantially prevents a relatively high  
20 percentage of market penetration, particularly in less affluent societies.

In accordance with the present invention, it is recognized that cell banking market penetration could be significantly enhanced if fees and expenses associated therewith could be moderated, thus enhancing overall, global market penetration. Of course, the ability of a cell banking facility to control and moderate expenses facilitates competition with other like storage facilities.  
25

#### Summary Of The Invention

The present invention contemplates a system for cellular material storage, i.e., cell banking, and genetic information retrieval, whereby fees generated in connection with the storage of retrieved information facilitates cost-effective cell storage. By this system, it is contemplated that increasingly large  
30

numbers of cell samples may be efficiently and cost-effectively stored, with the genetic information obtained from the cellular material creating a highly valuable data base from which information can be retrieved for medical, pharmaceutical, and biological research, diagnosis, and treatment.

5       The system embodying the principles of the present invention comprises a cell bank comprising a plurality of cell storage units for storage of cellular material. Typically, such cell storage is effected by cryo-preservation, but it is within the purview of the present invention that alternative storage techniques can be employed.

10      The present system further includes a digital information unit for digitally storing genetic information obtained from the cellular material stored in the cell storage units. The digital information unit preferably comprises at least one digital computer having sufficient digital storage capacity for storage of the potentially vast amounts of genetic information obtained from the stored cellular material.

15      The present system further comprises an arrangement for digital data retrieval interfaced with the digital information unit for retrieving selected genetic information stored in the digital information unit. The data retrieval arrangement may be integrated with the digital computer. Remote access of the digital information via the telephone, the Internet, or by like means, enhances the value of the stored digital information by permitting rapid and convenient access of the information on a global basis.

20      The present invention contemplates that the expenses associated with stored cellular material can be recouped through subscription or like fees paid by users who access the stored genetic information. Because such genetic information is potentially quite valuable, such as for research, diagnosis, and treatment, payment for such potentially unique information will be highly cost-effective in comparison to previously-known techniques. As a consequence, expenses associated with cell storage can be increasingly covered by fees paid for data retrieval, thus desirably increasing the use of such cell storage, which in

turn enhances the depth, and resultant value, of the genetic information data base.

Other features and advantages of the present invention will become readily apparent from the following detailed description, the accompanying drawing, and the appended claims.

#### Brief Description Of The Drawing

FIGURE 1 is a flow diagram illustrating a system for cell storage and data retrieval embodying the principles of the present invention.

#### Detailed Description

While the present invention is susceptible of embodiment in various forms, there is shown in the drawing, and will hereinafter be described, a presently preferred embodiment, with the understanding that the present disclosure is to be considered as an exemplification of the invention, and is not intended to limit the invention to the specific embodiment illustrated.

Because of the recent progress in the research of the human genome, the elucidation of information about genetic predisposition of diseases is rapidly growing at the moment, and is expected to expand explosively in the near future. This development enables population-wide bio-statistics on the basis of such genetic information, and the production of an increasingly valuable collection of bio-informatics, leading to population-wide prognostic health profiles, and the practice of prognostic medicine. As will be appreciated, the generation of such bio-informatics depends upon the collection of a statistically significant number of samples from the population, for subsequent retrieval of the desired genetic information.

The highest value of this type of bio-informatics (in relation to healthcare and socio-economics) is gained if the underlying data are available as early as possible. This dictates the retrieval of predisposing genetic information preferably take place using biological material from individuals around the time of birth. This can be achieved by using rest cells, which remain after isolation of the stem cells from umbilical cord blood, or by using a small fraction of the

5

stem cells themselves. Typically, the stem cells are stored in private cell banks, as discussed hereinabove, for new-born depositors. However, it is recognized that biological material deposited at later ages can also provide valuable genetic information which can be retrieved, and contribute to a collection of bio-informatics.

10

For the protection of the privacy of individual depositors, the rest cells (or other cellular material to be screened for predisposing genetic information) will be used on an anonymous basis, with no reference being kept linking the rest cells or other cellular material to the depositor, and only after the informed consent of the depositors, or their legal representatives.

15

FIGURE 1 illustrates the present system for storage of cellular material and genetic information retrieval. Cells from individual depositors are received by a cell bank of the system, with anonymous registration by means of bar code, matrix code, or the like being effected.

20

The cellular material received in the cell bank is stored in a plurality of cell storage units of the bank for individualized storage of the collected cellular material. While the present system principally contemplates the use of short term stored cellular material for creation of a digital genetic information data base, long term deposit of cells can be effected for use of the endogenous biological information, and associated medical treatment. Cryogenic preservation of the cellular material is presently contemplated, but other preservation techniques can be alternatively employed to preserve the cellular material for data collection.

25

The creation of a data base of genetic information, in accordance with the present system, is typically effected by suitable laboratory procedures, which transform the biological information obtained from the cellular material into digital information. The digital information, in turn, is stored in a digital information unit of the system, which typically comprises a suitable digital computer or like apparatus.

The genetic information stored in the digital information unit can be evaluated by the application of bio-statistics, thus facilitating retrieval of the information as may be required for bio-medical research, pharmaceutical research, diagnosis, treatment and prognostic health care. A suitable data retrieval arrangement is interfaced with the digital information unit, and may be incorporated therein, whereby selected genetic information can be retrieved.

As illustrated, it is contemplated that the resultant bio-informatics can be retrieved and used in various fashions. For example, subscribers to the present system may retrieve the bio-informatic data as anonymous bulk information, as may be desired for medical research. It is contemplated that bio-informatic data may be accessed and retrieved by healthcare professionals, such as on behalf of individuals, to facilitate medical diagnosis and treatment. Use of a biological key, in digital form, will be required for retrieval of up to that point strictly anonymous individual genetic information, thus assuring the privacy of individual depositors whose cellular material has been contributed to the system.

As noted above, it is contemplated that revenue generated from the supply of bio-informatic data will facilitate storage of the cellular material from which the genetic data is obtained. As noted, clients for collected, anonymous information will typically be healthcare institutes, and bio-medical and bio-technological companies. It is further contemplated that users of such collected anonymous data will include various local and national governmental organizations, insurance companies, and pharmaceutical companies, as well as other suppliers of drugs and other medical devices for the benefit of diseased and/or disabled individuals.

It is further contemplated that other types of clients will be found among individual patients having an interest in the information based on their own stored cellular material. For diagnostic purposes, or in the course of medical treatment, it can be of crucial importance for an individual patient and the consulting physician to have access to genetic information that is gathered based on the biological material of that particular individual. While it is contemplated

that the present system would collect cellular material for data base creation on an anonymous basis, it is contemplated that a biological coding system, such as disclosed in patent application Serial No. PCT/NL01/00160, filed 26 February 2001 (with a priority date of 25 February 2000, based on the Dutch patent 5 application No. 1014491, filed that day in the Netherlands), hereby incorporated by reference, can be employed to permit an individual to access the otherwise anonymous information generated from the cellular material of that particular patient.

As will be appreciated, the registration, handling, and storage of human 10 cells (or tissue) or the bio-medical information retrieved therefrom, are typically subject to relatively strict regulations, particularly intended to maintain the privacy of depositors, and ensure the confidentiality of the bio-medical information based on the cellular material. This requires that either personal data be separated from the cellular material (and the bio-medical information), 15 in a secured fashion, or that the bio-medical information be made anonymous at some stage so that it can no longer be associated with the depositor of the cellular material. As will be appreciated, such restrictive regulations are intended to avoid ethical and legal issues that could result from non-anonymous 20 bio-medical information use. It is recognized, for example, that non-anonymous access to such information could undesirably result in discrimination toward depositors of such material by their employers, insurance companies, or other entities. Of course, during very long-term storage of cellular material, 25 individual depositors are likely to have little control over the material, or the bio-medical information derived therefrom, with the security of the material and the bio-medical information resting in the hands of the registration and/or storage facility.

Apart from the disease-linked genetic information that will be retrieved and made available in the marketplace according to the bio-informatics data base of the present invention, it is further contemplated that the present 30 invention will provide opportunities, especially to pharmaceutical companies, to

have the collection of cellular material screened for one or more genetic target sequences not directly linked to a disease itself, but which would be potentially valuable for such a company in development of new drugs or treatments. Such a new drug could have a direct regulatory interaction (inhibitory or stimulatory) 5 with the target locus on DNA (or RNA) in diseased cells.

While it is recognized that cellular material could be stored without any registration of associated personal data, this would make it impossible for depositors to ever reclaim the deposited material, or obtain access to the bio-medical information obtained from the material. Thus, the present system 10 contemplates that while retrieved bio-informatic data will ordinarily be fully anonymous, certain procedures will permit a depositor of cellular material to reclaim the material and/or obtain access to the retrieved bio-medical information.

From the foregoing, numerous modifications and variations can be 15 effected without departing from the true spirit and scope of the novel concept of the present invention. It is to be understood that no limitation with respect to the specific embodiment disclosed herein is intended or should be inferred. The disclosure is intended to cover, by the appended claims, all such modifications as fall within the scope of the claims.

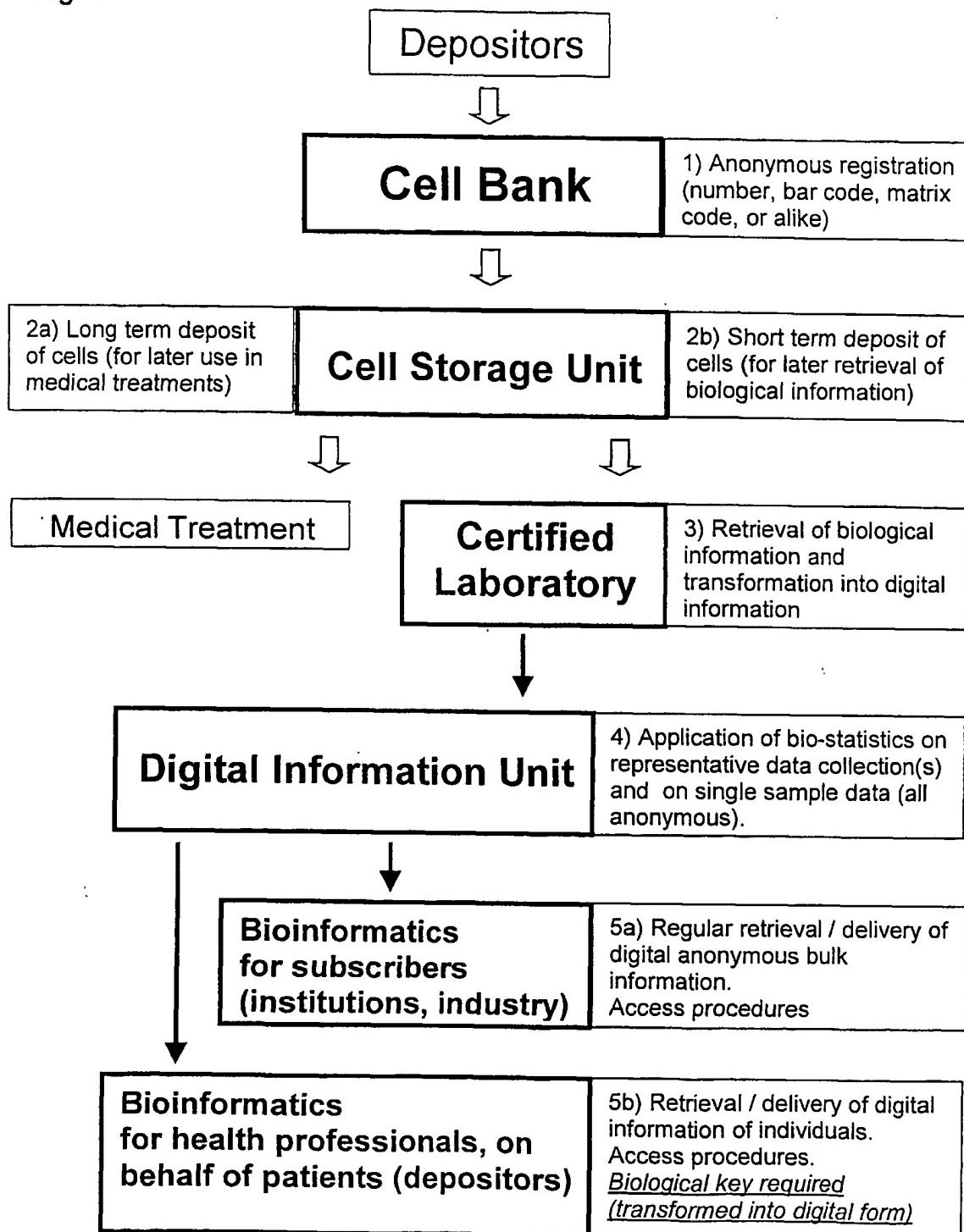
20

**WHAT IS CLAIMED IS:**

1. A system for cellular material storage and genetic information retrieval, comprising:
  - a cell bank comprising a plurality of cell storage units for storage of cellular material;
  - a digital information unit for digitally storing genetic information obtained from the cellular material stored in said cell storage units; and data retrieval means interfaced with said digital information unit for retrieving selected genetic information.
- 10 2. A system for cellular storage and genetic information retrieval in accordance with claim 1, wherein:
  - said cell bank provides cryo-preservation of cellular material storage in said cell storage units.
- 15 3. A system for cellular storage and genetic information retrieval in accordance with claim 1, wherein:
  - said digital information unit comprises a digital computer.
4. A system for cellular storage and genetic information retrieval in accordance with claim 1, wherein:
  - said data retrieval means is operatively interconnected with telephone or Internet access.
- 20 5. A system for cellular storage and genetic information retrieval in accordance with claim 1, wherein:
  - said digital information unit anonymously digitally stores said genetic information.

25

Fig. 1



→ = biological information (in cells),

→ = digital information